

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

CHRISTINA KLEMM,

Plaintiff,

08 Civ. 3641 (CBA) (SMG)

-against-

**STIPULATION  
OF DISCONTINUANCE**MATTHEW R. STEIN, J.A.G. & H.E. CONSTRUCTION,  
INC. and D.H.E. COMPANY, INC.,

Defendants.

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for the respective parties herein that the above entitled action having been settled be and the same hereby is discontinued with prejudice and without costs to any party and that this stipulation may be filed with the Clerk of the Court without further notice.

Dated: New York, New York  
January , 2009

O'DWYER &amp; BERNSTEIN, LLP

By: Christopher Downes, Esq.  
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January 9, 2009

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